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URGENT

PATENT
Attorney Docket No. UCSD-04870RECEIVED
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

DEC 15 2003

In re Application of: Kenneth W. Wood *et al.*
Serial No.: 09/724,584
Filed: 11/28/00
Entitled:Group No.: 1642
Examiner: Holleran, A.PLUS END-DIRECTED MICROTUBULE MOTOR REQUIRED
FOR CHROMOSOME CONGRESSION

SUMMARY OF OCTOBER 29, 2003 INTERVIEW

Mailstop - AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

CERTIFICATE OF TRANSMISSION UNDER 37 C.F.R. § 1.8(a)(1)(i)(B)

I hereby certify that this correspondence (along with any documents referred to as being attached or enclosed) is, on the date shown below, being transmitted by facsimile to the Patent and Trademark Office.

Dated: December 15, 2003

By: Maha A. Hamdan
Maha A. Hamdan

Madam:

In a telephone interview on October 29, 2003 between Applicants' representative, Dr. Maha Hamdan, and Examiner Holleran, the pending claims were discussed. The Examiner proposed an Examiner's amendment to place the claims in condition for allowance, namely:

1. Cancelling item (d) of Claim 12;
2. Cancelling Claims 50 and 54; and
3. Cancelling the term "average" from Claim 15.

Agreement was reached with respect to these amendments,

This amendment was made notwithstanding Applicants' belief that the unamended claims should have been allowable, without acquiescing to any of the Examiner's arguments, and without waiving the right to prosecute the unamended (or similar) claims in another application, but rather for the purpose of furthering Applicants' business goals and expediting the patent application process in a manner consistent with the PTO's Patent Business Goals (PBG).¹

The Examiner stated that the claims are now in condition for allowance. In reliance on the Examiner's statements, Applicants will not file any continuing applications, request for continued examination (RCE), or notice of appeal in order to maintain pendency of prosecution. Applicants await a Notice of Allowance in due course.

¹ 65 Fed. Reg. 54603 (September 8, 2000).

PATENT
Attorney Docket No. UCSD-04870

If Applicants' understanding is in error, the Examiner is respectfully requested to **call the undersigned as soon as possible, and in any event, before January 1, 2004, which is 6 months after the 7/1/03 mailing date of the final Office Action.**

The Commissioner is hereby authorized to charge payment of any fees associated with this communication or credit any overpayment to Deposit Account No.: 08/1290. An originally executed duplicate of this transmittal is enclosed for this purpose.

Respectfully submitted:

Dated: December 15, 2003

Mahattamdan

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